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Federal Communications Commission
Office of the Secretary

FCC MAIL BRANCH

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KESE

KJEM FM, A LIMITED PARTNERSHIP

218 NORTH MAIN STREET

BENTONVILLE, ARKANSAS 72712

DECEMBER 16, 1991

MS. DONNA R. SEARCY, SECRETARY
FEDERAL COMMUNICATIONS COMMISSION
ROOM 222
1919 "M" STREET, N.W.
WASHINGTON, D.C. 20554

DEAR MS. SEARCY:

PLEASE FIND ENCLOSED THE ORIGINAL AND FOUR COPIES OF A
PROPOSED CHANGE IN THE FM TABLE OF ALLOTMENTS AS IT RELATES
TO THE COMMUNITIES OF SELIGMAN, MISSOURI; HUNTSVILLE,
ARKANSAS; AND GREENFIELD, MISSOURI SUBMITTED ON BEHALF OF
KJEM FM A LIMITED PARTNERSHIP, LICENSEE OF STATION KESE
SELIGMAN, MISSOURI.

SHOULD THERE BE ANY QUESTIONS IN CONNECTION WITH THE
ENCLOSED PLEASE CONTACT ME AT THE ABOVE ADDRESS OR AT 501-
273-9039.

SINCERELY,


ELVIS MOODY

ENC.

GENERAL PARTNER

KJEM FM A LIMITED PARTNERSHIP

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DEC 20 1991

Federal Communications Commission
Office of the Secretary

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

IN THE MATTER OF)
)
AMENDMENT OF SECTION)
73.202(B))
TABLE OF ALLOTMENTS)
FM BROADCAST STATIONS)

TO: CHIEF, POLICY AND RULES DIVISION

PETITION FOR RULEMAKING

KJEM FM, A LIMITED PARTNERSHIP, LICENSEE OF KESE AT
SELIGMAN, MISSOURI, HEREIN REFERRED TO AS KESE REQUESTS THAT
THE FM TABLE OF ALLOTMENTS BE AMENDED TO CHANGE CHANNEL
227C2 TO CHANNEL 227C1 AS USED BY KESE AT SELIGMAN,
MISSOURI, THAT CHANNEL 225A USED BY KFAY FM AT HUNTSVILLE,
ARKANSAS BE ORDERED TO CHANNEL 258A, AND THAT CHANNEL 228A
AT GREENFIELD, MISSOURI CURRENTLY LICENSED TO STATION KXBR
BE ORDERED FROM CHANNEL 228A TO CHANNEL 299A.

IT IS THEREFORE REQUESTED THAT THE FM TABLE OF
ALLOTMENTS BE AMENDED IN THE FOLLOWING MANNER:

CITY	PRESENT CHANNEL	ADD	DELETE
SELIGMAN, MO	227C2	227C1	227C2
GREENFIELD, MO	228A	299A	228A
HUNTSVILLE, AR	225A	258A	225A

IN SUPPORT OF THE REQUESTED MODIFICATIONS ABOVE, THE FOLLOWING EXHIBITS ARE ATTACHED.

- 1) CHANNEL 227C1 STUDY FOR STATION KESE SELIGMAN, MO.
- 2) CHANNEL STUDY FOR CHANNEL 258A AT HUNTSVILLE, AR.
- 3) CHANNEL STUDY FOR CHANNEL 299A AT GREENFIELD, MO.
- 4) REQUEST FOR THE FCC TO ORDER KFAY FM TO CHANNEL 258A AND FOR KESE TO PAY REASONABLE RELATED EXPENSES FOR THE REQUESTED CHANNEL CHANGE IF SO ORDERED.
- 5) REQUEST FOR THE FCC TO ORDER KXBR TO CHANNEL 299A AND FOR KESE TO PAY REASONABLE RELATED EXPENSES FOR THE ENGINEERING APPLICATION AND FEES FOR THE REQUESTED CHANNEL CHANGE IF SO ORDERED.
- 6) FCC CORRESPONDENCE IN SUPPORT OF REQUEST FOR PAYMENT OF KXBR ENGINEERING APPLICATION.
- 7) EXPRESSION OF INTEREST IN UPGRADE TO CHANNEL 227C1 BY KESE.
- 8) NOTICE OF COPIES SERVED IN THIS REQUEST
- 9) CONCLUSIONS.

KESE IS CURRENTLY AUTHORIZED TO OPERATE ON CHANNEL 227C2. ATTACHED IS EXHIBIT 1, AN FM SPACING STUDY INDICATING THAT STATION KESE COULD UPGRADE TO CHANNEL 227 C1 AT ITS PRESENTLY LICENSED SITE ABSENT THE OVERLAP WITH STATION KFAY FM AT HUNTSVILLE, ARKANSAS (CHANNEL 225A), AND STATION KXBR AT GREENFIELD, MISSOURI (CHANNEL 228A).

THE OVERLAP OF STATION KFAY FM AT HUNTSVILLE, ARKANSAS IS ADDRESSED IN THE ATTACHMENT OF EXHIBIT 2, THE WILLINGNESS OF KESE TO PAY REASONABLE EXPENSES REQUIRED TO CHANGE THE CHANNEL OF KFAY FM FROM 228A TO 285A AT ITS PRESENTLY AUTHORIZED SITE, AND EXHIBIT 3 AN ENGINEERING STUDY INDICATING THAT STATION KFAY FM COULD CHANGE FROM CHANNEL 228A TO CHANNEL 285A AT ITS PRESENT SITE.

THE OVERLAP OF STATION KXBR IS ADDRESSED IN EXHIBITS 3, THAT PROVIDES AN ALTERNATIVE CHANNEL AND EXHIBIT 5 AND 6 THAT DETAIL THE PRESENT STATUS OF STATION KXBR AND ASK THAT THE COMMISSION LIMIT THE REIMBURSEMENT OF EXPENSES TO THOSE FOR THE FILING OF APPLICATION FOR THE FREQUENCY CHANGE AND NOT THOSE OF CONSTRUCTING A NEW FACILITY.

IF THERE ARE ANY QUESTIONS IN CONNECTION WITH ANY OF THE ENCLOSED EXHIBITS PLEASE CONTACT ELVIS MOODY, 216 NORTH MAIN STREET, BENTONVILLE, ARKANSAS TELEPHONE 501-273-9039.

EXHIBIT 1

CHANNEL STUDY

227C1 AT SELIGMAN, MISSOURI

USED BY KESE

SELIGMAN MO

UPGRADE FROM 227C2 TO 227C1

REFERENCE
36 28 3 N
94 10 25 W

CLASS C1

DISPLAY
SEARCH DATE
12-14-91

CHANNEL 227 - 93.3 MHz

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
KESE.C	227C2	Seligman	MO	0.0	0.00	224.0	-224.00 *
KXBR	228A	Greenfield	MO	14.0	105.07	133.0	-27.93 *
KXBR.C	228A	Greenfield	MO	22.4	108.57	133.0	-24.43 *
KFAYFM	225A	Huntsville	AR	129.1	65.89	75.0	-9.11 *
KISR	229C	Fort Smith	AR	190.7	106.66	105.0	1.66 <
KLKCFM	228A	Parsons	KS	315.8	135.42	133.0	2.42 <
KIXQ	230C2	Webb City	MO	341.0	90.99	79.0	11.99
KLSI	227C	Kansas City	MO	354.1	284.36	270.0	14.36
KKIX	280C1	Fayetteville	AR	184.6	49.66	34.0	15.66
KZLE.C	226C	Batesville	AR	106.3	228.68	209.0	19.68
KYOOFM	226A	Half Way	MO	28.8	154.67	133.0	21.67
KZPF.C	225A	Ozark	MO	52.5	111.54	75.0	36.54
KTLS	227C1	Ada	OK	232.5	285.54	245.0	40.54
KTLS	227C1	Ada	OK	232.5	285.54	245.0	40.54
KLYRFM	224A	Clarksville	AR	152.1	122.25	75.0	47.25
KZLE	226C1	Batesville	AR	106.3	228.64	177.0	51.64
KBOKFM	227A	Malvern	AR	152.3	262.36	200.0	62.36
KBEZ	225C	Tulsa	OK	259.9	175.43	105.0	70.43

EXHIBIT 2

CHANNEL STUDY

258A AT HUNTSVILLE, ARKANSAS

USED BY KFAY FM

HUNTSVILLE AR

MOVE FROM CHANNEL 225A TO 258A

REFERENCE

36 5 35 N
93 36 16 W

CLASS A

DISPLAY

SEARCH DATE
12-14-91

CHANNEL 258 - 99.5 MHz

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
KADI	258A	Republic	MO	8.9	120.41	115.0	5.41
KMAG	256C	Fort Smith	AR	183.6	103.11	95.0	8.11
KMAC.C	259C2	Gainesville	MO	61.4	115.76	106.0	9.76
KSTM	258C1	Henryetta	OK	262.8	229.13	200.0	29.13
KZRK.C	261A	Cassville	MO	342.5	60.92	31.0	29.92
KGVE	257A	Grove	OK	299.0	119.09	72.0	47.09
KMAG.C	256C	Fort Smith	AR	220.8	149.30	95.0	54.30
KTCFSM	260C	Fort Smith	AR	220.7	149.47	95.0	54.47
KCCX.C	259A	Commerce	OK	309.3	136.67	72.0	64.67
KGMV	261A	Aurora	MO	354.3	100.49	31.0	69.49
KLVV.C	258A	Little Rock	AR	142.3	185.51	115.0	70.51

EXHIBIT 3

CHANNEL STUDY

299A AT GREENFIELD, MISSOURI

USED BY KXBR

GREENFIELD MO

MOVE FROM 228A

REFERENCE

37 23 10 N
93 53 16 W

CLASS A

DISPLAY

SEARCH DATE
12-14-91

----- CHANNEL 299 -107.7 MHz -----

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
KLWTFM	300C2	Lebanon	MO	73.0	110.90	106.0	4.90
KEZA	300C	Fayetteville	AR	184.2	170.54	165.0	5.54
ALOPEN	298C1	Ketchum	OK	244.1	154.88	133.0	21.88
KMAJFM	299C	Topeka	KS	315.7	254.36	226.0	28.36
KGND	298C2	Ketchum	OK	236.3	139.48	106.0	33.48
KMOQ.A	296A	Baxter Springs	KS	248.3	77.89	31.0	46.89
KMOQ	296A	Baxter Springs	KS	248.3	77.89	31.0	46.89
ALOPEN	299A	Otterville	MO	30.0	171.55	115.0	56.55
AP299	299A	Otterville	MO	29.9	172.29	115.0	57.29
KKOWFM	245C1	Pittsburg	KS	264.3	82.66	22.0	60.66
KKTZ.C	298C1	Mountain Home	AR	130.9	200.05	133.0	67.05
KKTZ	298C1	Mountain Home	AR	130.9	200.05	133.0	67.05

EXHIBIT 4

REQUEST THAT KFAY FM BE
ORDERED TO CHANNEL 258A

EXHIBIT 4

TO ALLOW THE UPGRADE OF KESE FROM CHANNEL 227C2 TO CHANNEL 227C1 STATION KFAY FM WILL BE REQUIRED TO MOVE FROM ITS PRESENTLY LICENSED FACILITY ON CHANNEL 228A TO ANOTHER CHANNEL OF EQUAL OR GREATER CLASS. AS SHOWN IN EXHIBIT 2 KFAY FM CAN MOVE TO CHANNEL 258A AT ITS PRESENT SITE WITH NO OTHER CHANGES REQUIRED IN THE TABLE OF ALLOTMENTS OR CHANGES IN ANY OTHER FACILITIES.

THE PETITIONER, (KESE) IS WILLING TO PAY THE REASONABLE EXPENSES AS DETERMINED BY THE FCC OF KFAY FM TO ACCOMPLISH THIS MOVE IF SO ORDERED.

IT SHOULD BE NOTED THAT THE PRESENT FACILITIES OF KFAY FM ARE BASED ON A 3KW POWER LEVEL FOR CLASS A FM STATIONS. THE CHANNEL PROPOSED TO BE SUBSTITUTED 258A WILL ALLOW KFAY FM TO INCREASE WITH ALL REQUIRED SEPERATIONS TO THE 6KW POWER LEVEL AT ITS PRESENTLY AUTHORIZED SITE. KESE DOES NOT OBJECT TO KFAY FM IN ITS APPLICATION FOR MODIFICATION OF LICENSE REQUESTING THE INCREASED POWER LEVEL, BUT DOES NOT FEEL IT SHOULD BE REQUIRED TO PAY FOR ANY EXPENSES RELATED TO AN INCREASE IN THE POWER OR CLASS OF THE FACILITY. THEREFORE KESE REQUESTS THAT ITS REIMBURSEMENT OF EXPENSES BE HELD TO ONLY THOSE RELATING TO THE FREQUENCY CHANGE AND NOT BE LIABLE FOR ANY EXPENSES OF OTHER CHANGES IN THE

FACILITY SHOULD KFAY FM CHOOSE TO DO SO AT THE TIME OF APPLICATION.

THEREFORE, IT IS REQUESTED THAT THE F.C.C. ISSUE A SHOW CAUSE ORDER REQUIRING KFAY FM TO MOVE FROM CHANNEL 228A TO CHANNEL 258A AND THAT KESE BE REQUIRED TO PAY THE REASONABLE EXPENSES OF KFAY FM AS DETERMINED BY THE F.C.C. FOR THE CHANGE OF FREQUENCIES AT ITS PRESENTLY LICENSED SITE

EXHIBIT 5

REQUEST THAT KXBR BE

ORDERED TO CHANNEL 299A

EXHIBIT 5

EXHIBIT 4 INDICATES THAT OPERATION ON CHANNEL 227C1 WOULD BE SHORTSPACED TO THE FACILITIES LICENSED TO STATION KXBR AT GREENFIELD, MISSOURI ON CHANNEL 228A. IN EXHIBIT 3 CHANNEL 299A IS SHOWN TO BE AN AVAILABLE CLASS CHANNEL THAT WILL SUBSTITUTE AT THE LICENSED SITE OF KXBR. KESE WILL PAY THE REASONABLE COSTS TO CHANGE KXBR AS ORDERED BY THE FCC. HOWEVER, KESE REQUESTS THAT ITS EXPENSES SHOULD BE HELD TO THOSE RELATED TO THE FILING OF A NEW ENGINEERING APPLICATION AND NOT TO CONSTRUCT A FACILITY. WHILE THE COMMISSION'S FILES INDICATES THE EXISTANCE OF STATION KXBR IN REALITY THERE IS NO RADIO STATION AT GREENFIELD, MISSOURI. IN THE ATTACHED EXHIBIT 5, STATION KXBR NOTIFIED THE COMMISSION IT HAD GONE DARK AT SOME TIME PRIOR TO JUNE 7, 1990. NO EXACT DATE FOR CEASING OPERATION IS GIVEN. THE SPECIAL TEMPORARY AUTHORIZATION FOR STATION KXBR REQUESTED JUNE 7, 1990 WAS DENIED AS SHOWN IN EXHIBIT 5, ATTACHED. THE FACILITIES REQUESTED IN THE SPECIAL TEMPORARY AUTHORIZATION WERE EARLIER DENIED IN FCC ACTION SEPTEMBER 10, 1990 DUE TO AMONG OTHER THINGS SHORTSPACING TO STATION KESE AS SHOWN IN EXHIBIT 5. THE FCC FILES CURRENTLY SHOW STATION KXBR WITH ONE SITE LICENSED AND A CURRENT CONSTRUCTION PERMIT FOR A NEW SITE. IN REALITY THERE IS NO FACILITY EVEN IN EXISTANCE AT EITHER SITE. THE LICENSED SITE AS WELL AS THE SITE AUTHORIZED IN THE CONSTRUCTION PERMIT HAVE BOTH BEEN

DISMANTLED AND COULD NOT BE REESTABLISHED ACCORDING TO THE
LAND OWNERS INVOLVED IN BOTH SITES. IN SHORT KXBR IS NOT
AN OPERATING FACILITY. KESE REQUESTS THAT THE COMMISSION
ORDER KXBR TO CHANNEL 299A AND FOR KESE TO PAY THE
REASONABLE EXPENSES OF THE ENGINEERING APPLICATION IF THE
CHANGE IS SO ORDERED.

EXHIBIT 6

SUPPORT DOCUMENTATION FOR

EXHIBIT 5

RECEIVED

BARAFF, KOERNER, OLENDER & HOCHBERG, P.C.

ATTORNEYS AT LAW
2033 M STREET, N.W. SUITE 700
WASHINGTON, D. C. 20036-3355

(202) 452-8200

Federal Communications Commission
Office of the Secretary

B. JAY BARAFF
ROBERT L. OLENDER
JAMES A. KOERNER
PHILIP R. HOCHBERG
AARON P. SHAINIS
LEE J. PELTZMAN
JAMES E. MEYERS

OF COUNSEL
ROBERT BENNETT LUBIC

TELECOPY
(202) 223-2695

January 11, 1989

EXTRA
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STA

Mr. Dennis Williams
Chief, FM Branch
Audio Services Division
Mass Media Bureau
Federal Communications Commission
Room 332
1919 M Street, N. W.
Washington, D. C. 20554

JAN 12 1989

AM BRANCH

Re: KXBR, Inc.
KXBR(FM), Greenfield, Missouri
Request for Special Temporary Authority Authorization

Dear Mr. Williams:

On behalf of KXBR, Inc., licensee of KXBR(FM), Greenfield, Missouri, a continuation of the Special Temporary Authority granted pursuant to your letter of November 30, 1988, is hereby requested.

Construction to implement the Commission's November 4, 1988, grant of the KXBR(FM) Permit (File No. BPH-8708311B) has commenced. Counsel has been advised that it is anticipated that construction will be completed within the next two to three weeks, weather permitting. In an abundance of caution, however, it is respectfully requested that the Special Temporary Authority granted through January 15, 1989, be extended for an additional thirty (30) days to February 15, 1989.

If you have any questions with respect to this matter, please communicate with the undersigned.

Sincerely,

Aaron Shainis
Aaron Shainis

APS/les/001

RECEIVED
JAN 15 1989
FM EXAMINERS

DUPLICATE

BARAFF, KOERNER, OLENDER & HOCHBERG, P. C.

ATTORNEYS AT LAW
2033 M STREET, N.W., SUITE 700
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OF COUNSEL
ROBERT BENNETT LUBIC

TELECOPY
(202) 223-2695

June 7, 1990

Federal Communications Commission
Mass Media Services
P.O. Box 358195
Pittsburgh, Pennsylvania 15251-5195

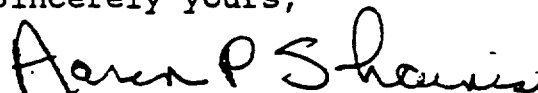
Re: KXBR
Greenfield, Missouri

Dear Sir:

Transmitted herewith are an original and two copies of a request for a minor modification to the above-referenced facility. Also tendered herewith is a check in the amount of \$565 as payment of the requisite filing fee.

If there are any questions with respect to this matter, please communicate with the undersigned.

Sincerely yours,



Aaron P. Shainis

Enclosures
APS:amc
c:\wp\aps\060790

APPLICATION FOR CONSTRUCTION PERMIT FOR COMMERCIAL BROADCAST STATION

For COMMISSION Fee Use Only	FEE NO:	For APPLICANT Fee Use Only
	FEE TYPE:	Is a fee submitted with this application? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
	FEE AMT:	If fee exempt (see 47 C.F.R. Section 1.1112), indicate reason therefor (check one box): <input type="checkbox"/> Noncommercial, educational licensee <input type="checkbox"/> Governmental entity
	ID SEQ:	FOR COMMISSION USE ONLY FILE NO. <u>BPH-90060811</u>

Section I - GENERAL INFORMATION

1. Name of Applicant KXBR, Inc.			Send notices and communications to the following person at the address below: Name Chris Devine		
Street Address or P.O. Box 19 East 200 South			Street Address or P.O. Box 19 East 200 South		
City Salt Lake City	State Utah	ZIP Code 84111	City Salt Lake City	State Utah	ZIP Code 84111
Telephone No. (include Area Code) 801-322-3311			Telephone No. (include Area Code) 801-322-3311		

2. This application is for: ☐ AM ☒ FM ☐ TV

(a) Channel No. or Frequency 228A	(b) Principal Community	City Greenfield	State MO
--------------------------------------	-------------------------	--------------------	-------------

(c) Check one of the following boxes:

☐ Application for NEW station

☐ MAJOR change in licensed facilities; call sign: _____

☒ MINOR change in licensed facilities; call sign: KXBR

☐ MAJOR modification of construction permit; call sign: _____

File No. of construction permit: _____

☐ MINOR modification of construction permit; call sign: _____

File No. of construction permit: _____

☐ AMENDMENT to pending application; Application file number: _____

NOTE: It is not necessary to use this form to amend a previously filed application. Should you do so, however, please submit only Section I and those other portions of the form that contain the amended information.

3. Is this application mutually exclusive with a renewal application? ☐ Yes ☐ No

If Yes, state:

Call letters	Community of License	
	City	State

SECTION VI - EQUAL EMPLOYMENT OPPORTUNITY PROGRAM

1. Does the applicant propose to employ five or more full-time employees?

☐ Yes ☐ No

If Yes, the applicant must include an EEO program called for in the separate Broadcast Equal Employment Opportunity Program Report (FCC 896-A).

SECTION VII - CERTIFICATIONS

1. Has or will the applicant comply with the public notice requirement of 47 C.F.R. Section 73.3580?

☐ Yes ☐ No

2. Has the applicant reasonable assurance, in good faith, that the site or structure proposed in Section V of this form, as the location of its transmitting antenna, will be available to the applicant for the applicant's intended purpose?

☒ Yes ☐ No

If No, attach as an Exhibit, a full explanation.

Exhibit No.

If reasonable assurance is not based on applicant's ownership of the proposed site or structure, applicant certifies that it has obtained such reasonable assurance by contacting the owner or person possessing control of the site or structure.

Name of Person Contacted

Delbert Hughes

Telephone No. (include area code)

415-224-3307

Person contacted: (check one box below)

☐ Owner

☒ Owner's Agent

☐ Other (specify)

The APPLICANT hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

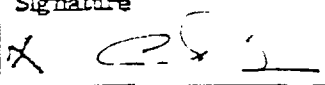
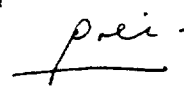
The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and incorporated herein.

The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

In accordance with 47 C.F.R. Section 1.655, the APPLICANT has a continuing obligation to advise the Commission through amendments of any substantial and significant changes in information furnished.

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.
U.S. CODE, TITLE 18, SECTION 1001.

I certify that the statements in this application are true and correct to the best of my knowledge and belief, and are made in good faith.

Name of Applicant KXBR, Inc.	Signature 
Date May 30, 1990	Title 

FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT
AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the benefit requested is consistent with the public interest. The staff, consisting variously of attorneys, analysts, engineers and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested authority.

Public reporting burden for this collection of information is estimated to vary from 71 hours 45 minutes to 301 hours 30 minutes with an average of 118 hours 28 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, can be sent to the Federal Communications Commission, Office of Managing Director, Washington, D.C. 20554, and to the Office of Management and Budget, Paperwork Reduction Project (3060-0027), Washington, D.C. 20503.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

E N G I N E E R I N G S T A T E M E N T

Application for Special Temporary Authority
to Operate Station KXBR at an Alternative Site

93.5 MHz, Ch. 228A

KXBR, Inc.

Greenfield, Missouri

ENGINEERING STATEMENT

Application for Special Temporary Authority
to Operate Station KXBR at an Alternative Site

93.5 MHz, Ch. 228A

KXBR, Inc.

Greenfield, Missouri

I. INTRODUCTION.

KXBR, Inc. seeks Special Temporary Authority to Operate FM Broadcast Station KXBR Greenfield, Missouri, at an alternative temporary site until a new permanent site can be secured. This request is necessary because of an Eviction Notice given to KXBR by the land owner of the presently authorized site.

I, the undersigned, Dennis Silver, was retained by KXBR, Inc., to prepare this technical statement to accompany the letter requesting Special Temporary Authority. I am a Consulting Radio Engineer with offices at 3404 West 2640 South, West Valley City, Utah. I have maintained, supervised construction of, and prepared FCC Applications and petitions regarding broadcast stations since 1962. I studied Electronics Engineering Technology at Weber State College from 1961 to 1963, and Electrical Engineering at the University of Utah from 1972 to 1976, having completed undergraduate and graduate level courses in Electrical and Electronics Engineering. I am a licensed Professional Engineer in the State of Utah, license number 7096. I also hold a General Radiotelephone License (which is a renewal of First Class Radiotelephone Operators licenses held since 1962). My qualifications are a matter of record with the Commission.

II. TRANSMITTER LOCATION.

The temporary transmitter site selected is the best available compromise between ready availability of an existing tower structurally able to accommodate the KXBR antenna and the ability to make use of same without the delay of extended negotiations. It is proposed to use an existing tower which is the property of American Telephone and Telegraph Co. This tower is identified as FCC Tower Number 29472 in the FCC Tower Database (1986). The proposed tower is located in the Northwest 1/4 of the Northwest 1/4 of the Southwest Quarter of Section 28, Range 25 West, Township 30 North, of the Missouri Survey System. The geographical coordinates of the tower as shown in the Database are:

37°18'18" North Latitude, and 93°41'52" West Longitude.

The Location is further identified as 2.5 miles South of Everton, Missouri; 1/4 Mile East of County Road "M." See Fig. 1.

The proposed antenna will be located on a 15 foot pole mounted to the top of the tower, but will not exceed the height of other existing antennas mounted to the top of the tower. The top of the tower is 24 feet across and there is plenty of room to mount the proposed antenna without disrupting the service provided by other antennas on the tower.

The proposed construction will not increase the overall height of the existing structure, is not in or near a designated wilderness area, wildlife preserve, or floodplain; and will not involve disruption to surface features. The proposed construction will therefore not be a major environmental action.

III. ANTENNA AND EQUIPMENT.

The antenna to be used is a Jampro Model JMPC-1. The transmitter will be located in a separate building at the base of